

Court of Special Appeals to ten, providing for the additional judge to be selected from the State at large, increasing the jurisdiction of the Court of Special Appeals, and providing for review by the Court of Appeals of cases pending in the Court of Special Appeals by certiorari before or after rendition of decision.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 130 of Article 26 of the Annotated Code of Maryland (1966 Replacement Volume and 1971 Supplement), title "Courts," subtitle "Court of Special Appeals," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

130.

There is hereby created an intermediate court of appeal, to be known as the "Court of Special Appeals" and which shall be composed of ~~nine~~ *ten* judges, one from the first appellate judicial circuit consisting of Cecil, Kent, Queen Anne's, Caroline, Dorchester, Wicomico, Somerset, Worcester, and Talbot counties; one from the second appellate judicial circuit consisting of Baltimore and Harford counties; one from the third appellate judicial circuit consisting of Montgomery, Frederick, Washington, Allegany and Garrett counties; one from the fourth appellate judicial circuit consisting of Prince George's, Calvert, Charles and St. Mary's counties; one from the fifth appellate judicial circuit consisting of Anne Arundel, Carroll and Howard counties; two from the sixth appellate judicial circuit consisting of Baltimore City; and ~~two~~ *three* from the State at large. All of the judges of the Court of Special Appeals shall be appointed and/or elected as provided in Article IV of the Constitution. The seven judges of the Court of Special Appeals from designated appellate judicial circuits shall be residents of their respective appellate judicial circuits. Insofar as the Constitution provides for the election of judges of the Court of Special Appeals, the election of a judge from a designated appellate judicial circuit shall be by the qualified voters of that circuit. The ~~two~~ *three* judges of the Court of Special Appeals from the State at large may be residents of any of the appellate judicial circuits. Insofar as the Constitution provides for the election of judges of the Court of Special Appeals, the election of a judge from the State at large shall be by the qualified voters of the entire State. The term of each judge of the Court of Special Appeals shall begin on the date of his qualification for the office. One of the judges of the Court of Special Appeals shall be designated by the Governor as Chief Judge. The Court of Special Appeals shall hold its sessions in the City of Annapolis and at such time or times as it shall from time to time by rule prescribe. Its session or sessions shall continue not less than ten months in each year if the business before it shall so require. The salary of each judge of the Court of Special Appeals shall be that prescribed in Section 47 (b) of this article and shall not be diminished during his continuance in office. Cases before the Court of Special Appeals shall be heard and determined by a panel of not less than three judges, unless a hearing or rehearing before the Court in banc is ordered by a majority of the judges of the Court. Panels of the Court of Special Appeals shall be constituted and shall sit at such times and hear such cases as the Chief Judge of the Court of Special Appeals may direct from time to time. Five judges shall constitute a quorum of the Court in banc, and a quorum of a